

**THE UNITED STATES DISTRICT COURT  
FOR THE EASTERN DISTRICT OF TEXAS  
MARSHALL DIVISION**

HEADWATER RESEARCH LLC,

Plaintiff,

v.

CELLCO PARTNERSHIP d/b/a VERIZON  
WIRELESS AND VERIZON CORPORATE  
SERVICES GROUP INC.,

Defendants.

Case No. 2:23-CV-00352-JRG-RSP

**JURY TRIAL DEMANDED**

**JOINT NOTICE REGARDING UPDATES TO  
PROPOSED JURY INSTRUCTIONS AND VERDICT FORM**

Plaintiff Headwater Research LLC (“Headwater”) and Defendants Cellco Partnership d/b/a Verizon Wireless and Verizon Corporate Services Group Inc. (“Verizon”) submit this joint notice regarding updates to proposed jury instructions and verdict form. On May 16, 2025, the parties filed proposed jury instructions and verdict forms with the JPTO. *See* Dkt. 283-11 (proposed jury instructions), Dkts. 283-12 & 283-13 (proposed verdict forms). Subsequently, the parties served final elections that substantially narrowed the issues for trial. *See* Dkts. 393, 396.

Accordingly, the parties wish to provide the Court with updated versions of the jury instructions and verdict form that reflect the final elections. Attached hereto is Exhibit A (proposed jury instructions), and the parties will supplement with Exhibit B (proposed verdict form).

The parties are continuing to meet and confer on the jury instructions and verdict form in an effort to narrow disputes. The parties will also exchange positions and objections for any remaining disputes. The parties expect to submit final proposed jury instructions and verdict form before the charge conference, in accordance with the Court’s guidance and procedures.

Dated: July 17, 2025

/s/ Marc Fenster

Marc Fenster  
CA State Bar No. 181067  
Reza Mirzaie  
CA State Bar No. 246953  
Brian Ledahl  
CA State Bar No. 186579  
Ben Wang  
CA State Bar No. 228712  
Adam Hoffman  
CA State Bar No. 218740  
Paul Kroeger  
CA State Bar No. 229074  
Neil A. Rubin  
CA State Bar No. 250761  
Kristopher Davis  
CA State Bar No. 329627  
James S. Tsuei  
CA State Bar No. 285530  
Philip Wang  
CA State Bar No. 262239  
James Milkey  
CA State Bar No. 281283  
Jason M. Wietholter  
CA State Bar No. 337139  
James Pickens  
CA State Bar No. 307474  
Qi (Peter) Tong  
TX State Bar No. 24119042  
RUSS AUGUST & KABAT  
12424 Wilshire Blvd. 12th Floor  
Los Angeles, CA 90025  
Telephone: 310-826-7474  
rak\_headwater@raklaw.com

Andrea L. Fair  
TX State Bar No. 24078488  
MILLER FAIR HENRY PLLC  
1507 Bill Owens Parkway  
Longview, Texas 75604  
Telephone: 903-757-6400

Respectfully submitted,

/s/ Josh A. Krevitt

Josh A. Krevitt  
jkrevitt@gibsondunn.com  
Katherine Q. Dominguez  
kdominguez@gibsondunn.com  
Brian A. Rosenthal  
brosenthal@gibsondunn.com  
Eliyahu Balsam  
ebalsam@gibsondunn.com  
Charlie Sim  
csim@gibsondunn.com  
**GIBSON, DUNN & CRUTCHER LLP**  
200 Park Avenue  
New York, NY 10166-0193  
Telephone: 212.351.4000  
Facsimile: 212.351.4035

Robert Vincent  
rvincent@gibsondunn.com  
**GIBSON, DUNN & CRUTCHER LLP**  
2001 Ross Avenue, Suite 2100  
Dallas, TX 75201  
Telephone: 214.698.3112  
Facsimile: 214.571.2910

Andrew W. Robb (CA Bar No. 291438)  
arobb@gibsondunn.com  
**GIBSON, DUNN & CRUTCHER LLP**  
310 University Avenue  
Palo Alto, CA 94301  
Telephone: 650.849.5334  
Facsimile: 650.849.5034

Hannah L. Bedard  
hbedard@gibsondunn.com  
Michelle Zhu  
mzhu@gibsondunn.com  
**GIBSON, DUNN & CRUTCHER LLP**  
1700 M Street, N.W.  
Washington, D.C. 20036  
Telephone: 202.777.9413  
Facsimile: 202.831.6063

Jaysen S. Chung

andrea@millerfairhenry.com

*Attorneys for Plaintiff Headwater*

jschung@gibsondunn.com

**GIBSON, DUNN & CRUTCHER LLP**

One Embarcadero Center

Suite 2600

San Francisco, CA 94111

Telephone: 415.393.8200

Facsimile: 415.393.8306

Celine Crowson (D.C. Bar No. 0436549A)

celine.crowson@hoganlovells.com

**Hogan Lovells**

555 13th Street, N.W.

Washington, D.C. 20004

Telephone: 202.637.5600

Tej Singh (California Bar No. 286547)

tej.singh@hoganlovells.com

Yi Zhang (California Bar No. 342823)

yi.zhang@hoganlovells.com

Kyle Xu (California Bar No. 344100)

kyle.xu@hoganlovells.com

**Hogan Lovells**

4 Embarcadero Center Suite 3500

San Francisco, CA 94111

Telephone: 415.374.2300

Deron R. Dacus (TX Bar No. 00790553)

ddacus@dacusfirm.com

**THE DACUS FIRM, P.C.**

821 ESE Loop 323, Suite 430

Tyler, TX 75701

Telephone: 903.705.1117

*Attorneys for Defendants Verizon*

**CERTIFICATE OF SERVICE**

I certify that on July 17, 2025, all counsel of record who are deemed to have consented to electronic service are being served with a copy of this document via the Court's CM/ECF System per Local Rule CV-5(a)(3).

/s/ Marc Fenster  
Marc Fenster

**CERTIFICATE OF CONFERENCE**

I certify that counsel complied with the requirements of Eastern District of Texas Local Rule CV-7(h). The parties are in agreement on filing of this joint notice.

/s/ Marc Fenster  
Marc Fenster